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3 BILL NO. G-95-10-07

4 GENERAL ORDINANCE NO. G-02-96

5 AN ORDINANCE amending the Thoroughfare
6 Plan of the City Comprehensive ("Master")
7 Plan by vacating a street thereof.

8 WHEREAS, a petition to vacate a street within the City of Fort Wayne (as more
9 specifically described below) was duly filed with the City Planning Commission; and

10 WHEREAS, said Commission duly held a public hearing thereon; and

11 WHEREAS, said Commission has duly forwarded its recommendation to this body
12 approving said petition, and this body having held a public hearing on said vacation as
13 provided in I.C. 36-7-3-12; and

14 WHEREAS, this body concurs in the recommendation of the City Planning
15 Commission.

16 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE
17 CITY OF FORT WAYNE, INDIANA:

18 SECTION 1. That the petition filed herein to vacate a street within the City of Fort
19 Wayne, more specifically described as follows, to-wit:

20 Clinton Court, from the north right-of-way line of Rudisill Blvd., to the south right-of-way
21 line of Oakdale, and being more fully described as follows: Commencing at the
22 Northwest corner of Lot Number 50 in Dreibelbiss 1st Addition; a distance of 553.65 feet
23 to the north right-of-way line of Rudisill Blvd.; thence west a distance of approximately
24 60 feet to the southeast corner of Lot Number 24 in North and Gallmeyer First Addition;
25 thence North along the east line of Lots 24 through 16, both inclusive, in North and
26 Gallmeyer First Addition and the east line of Lots 87 through 83, both inclusive, in
27 Dreibelbiss 1st Addition a distance of 539.06 feet to the south right-of-way line of
28 Oakdale Drive; thence in a northeasterly direction to the point of beginning.

29 and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master")
30 Plan and is hereby approved in all respects.


31 SECTION 2. That this Ordinance shall be in full force and effect from and after
32 its passage, any and all necessary approval by the Mayor.

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APPROVED AS TO FORM AND LEGALITY:

J. Timothy McCaulay
J. TIMOTHY MCCAULAY, CITY ATTORNEY

** Public hearing to be held on Tuesday,
the 23rd day of January, 1995,
in the Council Chambers.


Sandra E. Kennedy, City Clerk

Read the first time in full and on motion by Ravine,
and duly adopted, read the second time by title and referred to the
Committee on Regulations (and the City Plan Commission
for recommendation) and Public Hearing to be held after due legal notice, at
the Common Council Council Conference Room 128, City-County Building, Fort
Wayne, Indiana, on _____, the _____ day of
_____, 19_____, at _____ o'clock
_____, M., E.S.T.

DATED: 10-10-95

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Henry,
and duly adopted, placed on its passage. PASSED LOST
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	8			1
<u>Crawford</u> BRADBURY				✓
EDMONDS	✓			
<u>Hall</u> GIAQUINTA	✓			
HENRY	✓			
<u>Thyhurst</u> LONG	✓			
LUNSEY	✓			
RAVINE	✓			
SCHMIDT	✓			
<u>Bender</u> TALARICO	✓			

DATED: 1-23-96

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. 0-02-96

on the 23rd day of January, 1996

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

DD Schmidt
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 29th day of January, 1996,
at the hour of 12:00 o'clock P, M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 31st day of January,
1996, at the hour of 9:00 o'clock A M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

From the desk of:

Pat Biancaniello

AGENT:

William Swift
803 S Calhoun St Ste 500
City 02

423-4422



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

January 4, 1996

William Swift
803 S Calhoun Street Ste 500
Fort Wayne, IN 46802

NOTICE OF PUBLIC HEARING ON BILL NO. G-95-10-07

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, January 23, 1996, at 5:30 P.M., in the Common Council Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana on the following:

Clinton Court from the south right-of-way of
Oakdale to the north right-of-way of Rudisill
Blvd. -- General development of area including
new parking

All interested parties are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

FORT WAYNE COMMON COUNCIL

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

January 4, 1996

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date January 8, 1996,
in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-95-10-07
Street Vacation Ordinance

Please send us 3 copies of the Publisher's Affidavit from both
newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL:

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-95-10-07)

NOTICE IS HEREBY GIVEN THAT THE FORT WAYNE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, WILL CONDUCT A PUBLIC HEARING ON TUESDAY, JANUARY 23, 1996, AT 5:30 P.M., (EST) IN THE COMMON COUNCIL CONFERENCE ROOM 128, CITY-COUNTY BUILDING, ONE MAIN STREET, FORT WAYNE, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Clinton Court, from the north right-of-way line of Rudisill Blvd., to the south right-of-way line of Oakdale, and being more fully described as follows: Commencing at the Northwest corner of Lot Number 50 in Dreibelbiss 1st Addition; a distance of 553.65 feet to the north right-of-way line of Rudisill Blvd.; thence west a distance of approximately 60 feet to the southeast corner of Lot Number 24 in North and Gallmeyer First Addition; thence North along the east line of Lots 24 through 16, both inclusive, in North and Gallmeyer First Addition and the east line of Lots 87 through 83, both inclusive, in Dreibelbiss 1st Addition a distance of 539.06 feet to the south right-of-way line of Oakdale Drive; thence in a northeasterly direction to the point of beginning.

ALL INTERESTED PARTIES ARE INVITED TO APPEAR AND BE HEARD.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH THE STATE AND FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION" SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219) 427-1120, TTY (219)427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE MEETING.

SANDRA E. KENNEDY
CITY CLERK

FACT SHEET

G-95-10-07

BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE Sjreet Vacation Ordinance APPROVAL DEADLINE _____ REASON _____

DETAILS

Specific Location and/or Address Clinton Court from the south right-of-way of Oakdale to the north right-of-way of Rudisill Blvd.
Reason for Project General development of area including new parking.
Discussion (Including relationship to other Council actions) <u>16 October 1995 - Public Hearing</u> See Attached Minutes of Meeting <u>23 October 1995 - Business Meeting</u> Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation, contingent upon the petitioner providing utility easments or relocations as needed. Of the nine members present, eight (8) voted in favor of the motion, the Chair did not vote. Motion Carried. Members Present: Linda Buskirk, Ernest Evans, James Hoch, Thomas Quirk, Dave Ross, Donald Schmidt, Carol Kettler Sharp, Mel Smith, Vicky VerPlanck

POSITIONS

RECOMMENDATIONS

Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/ Proponents	Applicant(s) Rudisill Plaza Associates City Department Other
Opponents	Groups or Individuals Kevin Ames; Shirley Cox & Oscar Draughn Basis of Opposition -vacation would impede access for students to and from South Side High School
Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against
Board or Commission Recommendation	By <input checked="" type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions to conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (For Council use only)	<input type="checkbox"/> Pass <input type="checkbox"/> Other <input type="checkbox"/> Pass (as amended) <input type="checkbox"/> Hold <input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pass

TAILS

POLICY/PROGRAM IMPACT

Policy or
Program
Change

☐

No

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Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 13 September 1995

Projected Completion or Occupancy

Date 11 December 1995

Fact Sheet Prepared by

Date 11 December 1995

Patricia Biancaniello

Reviewed by

Date 11 December 1995

Reference or Case Number

- a. Bill No. G-95-10-07 - Vacation Petition #595
Clinton Court from the south right-of-way of Oakdale to the north right-of-way of Rudisill Blvd.

William Swift, attorney representing Rudisill Plaza Associates, appeared before the Commission. He stated that the petitioners own most of the real estate in the block, including the old Sears building, which houses Sears, Job Corps and the Social Security Administrative Offices. He stated that the reason that they are asking for the vacation was that the Welfare Department is moving into the building after the first of the year. He stated that they will need 350 additional parking spaces. He stated that to accommodate the parking and the traffic flow they want to vacate the street. He stated that they will also be tearing down the Gospel Temple and use that property for parking as well. He stated that they are in concurrence with all of the comments from the staff report of the Plan Commission staff. He stated that there will be nothing built over the vacated street. He stated that it will be open and used for parking as well as for ingress and egress to the parking areas and to the businesses located in the block.

Jim Tolbert, president of the Southside Business Group, appeared before the Commission. He stated on behalf of the 300 members of the Group and the 2500 businesses on the south side he was speaking in favor of the vacation. He stated that they feel that this development would enhance the area, that it would stimulate economic development, which coincides with their specific mission, which is to promote economic development and stability on the southside. He stated that they are grateful that there are businesses, like Tippman Properties, which are "legitimate" that are willing to develop in the area. He stated that they would encourage the Commission to approve this vacation.

Kevin Ames, president of the South Wayne Neighborhood Association appeared before the Commission. Mr. Ames stated that they have concerns about the requested vacation. He stated they have not as yet gotten all the answers to their questions at this time. He stated that the concern they have with the vacation is the access to and from South Side High School. He stated that there are a large number of students that use Clinton Court for access to and from South. He was concerned about what type of impact this would have on traffic if the street is closed. He stated that they are at this time opposed to the vacation.

Mel Smith questioned how many people he represented and whether or not he was at that time speaking for all of the members.

Mr. Ames stated that they have 450 residents in the association. He stated that at that time he was only speaking for the Board. He stated that they have not had a chance to meet with the full membership. He stated that their meeting was that evening.

Oscar Draughn, president of Williams Park Neighborhood Association appeared before the Commission. Mr. Draughn stated that on Saturday he had canvassed the businesses in the area and they are opposed to the vacation. He stated that the businesses felt that the closing of the street will cause an access problem to their businesses.

Shirley Cox, president of the South Calhoun Place Neighborhood Association, 317 E Lexington Court, appeared before the Commission. Ms. Cox stated that the closing of this street will cause a traffic problem. She stated that there are cars that use this street, that would have to use Calhoun Street. She stated that she cannot speak for everyone in the neighborhood association,

because she has not spoken with them. She stated that there already is parking on the south side of Rudisill Blvd., that is not used.

In rebuttal, Mr. Swift stated that the new tenant will require 350 parking spaces. He stated they will fill up the parking on the south side of Rudisill Blvd. He stated that all of the existing and proposed parking will be utilized.

Linda Buskirk questioned if the students would still be able to walk through this area, if vacated.

Mr. Swift stated that they do not intend to have controlled parking at this point. He stated that they will not be closing off the street once it is vacated. He stated it would not be their intent to prevent the students who walk to school to cross the lot.

There was no one else who spoke in favor of or in opposition to the proposed vacation.



Vacation Petition

Community & Economic Development / 1 Main Street Rm. 830
Fort Wayne, IN 46802 / (219) 427-1140

I/We do hereby petition to vacate the following:

☐ Plat or portion of plat

☐ Easement

☒ Public Right-of-Way (street or alley)

More particularly described as follows:

Clinton court, from the north right-of-way line of Rudisill Blvd. to the
south right-of-way line of Oakdale, and being more fully described on the
attached sheet.

(Please attach a legal description of the property)

The reasons for the proposed vacation are as follows:

Petitioner owns the real estate bordering both sides of the street. The street is not necessary as ingress or egress to other properties whatsoever. No person, firm, or corporation is interested in or affected by the requested vacation. The continued use of the street is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof to vacate same. Any existing utility uses may remain and Petitioner will grant necessary easements. Petitioner would like existing curb cuts to remain.

(If additional space is needed please attach a separate page)

Property owner(s) name(s): RUDISILL PLAZA ASSOCIATES, an Indiana General Partnership

Street Address: 3711 Rupp Drive

City: Fort Wayne State: IN Zip: 46815 Phone: _____
(If additional space is needed please attach a separate page)

Applicants Name (if different from above): _____

Street Address: _____

City: _____ State: _____ Zip: _____ Phone: _____

I/We, your petitioners, file this petition pursuant to the authority granted in Indiana Code, and provisions of local ordinance. I/We agree to abide by all provisions of the Fort Wayne Zoning Ordinance and/or Subdivision Control Ordinance, as well as all procedures and policies of the Fort Wayne City Planning Commission as those provisions, and policies relate to the handling and disposition of this petition. I/We also certify that this information is true and accurate to the best of my/our knowledge.

RUDISILL PLAZA ASSOCIATES

By: John V. Tippmann, Sr. John V. Tippmann, Sr., Partner 9-12-95
Signature Printed Name Date

3711 Rupp Drive

Address

Fort Wayne, IN 46815

City/state/zip

Signature

Printed Name

Date

Address

City/state/zip

Agents Name (Please print legibly): William D. Swift, Esq.
Street Address: 803 S. Calhoun Street, Suite 500
City: Fort Wayne State: IN Zip: 46802 Phone: (219) 423-4422

NOTICE:

- Legal description is to be of the area to be vacated and must be complete and correct. If necessary a licensed surveyor's legal description may be required.
- All adjacent property owner's signatures must accompany this application.
- Applicant is hereby informed that in the case of a utility being located in a public way or easement, the applicants may be required to bear the cost of relocation, or of providing a replacement easement or easements as needed.
- Applicant is also hereby informed that the vacation of a subdivision plat does not necessarily vacate any dedicated right-of-way(s) or utility easement(s), nor any restrictive covenants that may apply.

For Office Use Only:

Receipt #:	Date Filed:
Map #:	Reference #:

RECEIPT

GENERAL FORM NO. 352

No 14998

COMMUNITY & ECONOMIC DEVELOPMENT

FT. WAYNE, IN., 1945

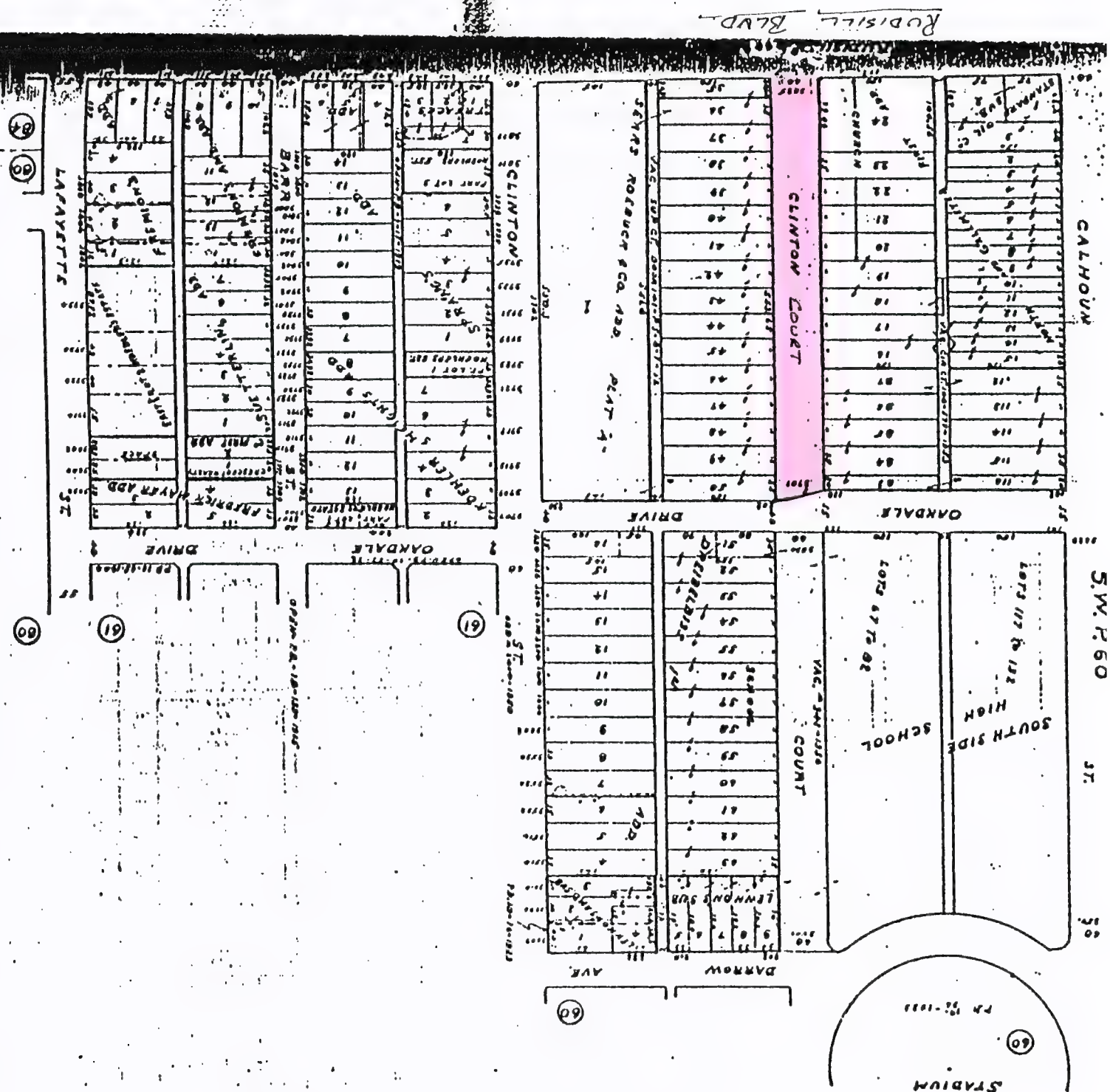
RECEIVED FROM Rudwell Plaza Assoc. \$ 200.00
THE SUM OF Two Hundred & 00/100 DOLLARS
ON ACCOUNT OF Vacation petition in Union H

PAID BY: CASH ☐ CHECK ☒ M.O. ☐

[Signature]
AUTHORIZED SIGNATURE

LEGAL DESCRIPTION OF PROPERTY

Commencing at the Northwest corner of Lot Number 50 in Dreibelbiss 1st Addition; thence south along the west line of Lots 50 through 35, both inclusive, in Dreibelbiss 1st Addition a distance of 553.65 feet to the north right-of-way line of Rudisill Blvd.; thence west a distance of approximately 60 feet to the southeast corner of Lot Number 24 in North and Gallmeyer First Addition; thence North along the east line of Lots 24 through 16, both inclusive, in North and Gallmeyer First Addition and the east line of Lots 87 through 83, both inclusive, in Dreibelbiss 1st Addition a distance of 539.06 feet to the south right-of-way line of Oakdale Drive; thence in a northeasterly direction to the point of beginning.



RESOLUTION 82-109-7

WHEREAS, RUDISILL PLAZA ASSOCIATES AN INDIANA GENERAL PARTNERSHIP has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated right-of-way situated in Fort Wayne, Allen County, to-wit:

Clinton Court, from the north right-of-way line of Rudisill Blvd., to the south right-of-way line of Oakdale, and being more fully described as follows: Commencing at the Northwest corner of Lot Number 50 in Dreibelbiss 1st Addition; a distance of 553.65 feet to the north right-of-way line of Rudisill Blvd.; thence west a distance of approximately 60 feet to the southeast corner of Lot Number 24 in North and Gallmeyer First Addition; thence North along the east line of Lots 24 through 16, both inclusive, in North and Gallmeyer First Addition and the east line of Lots 87 through 83, both inclusive, in Dreibelbiss 1st Addition a distance of 539.06 feet to the south right-of-way line of Oakdale Drive; thence in a northeasterly direction to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-3-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated right-of-way has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated right-of-way hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated right-of-way hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of dedicated right-of-way or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

) SS:

COUNTY OF ALLEN)

I, Linda Buskirk, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held Nov. 29, 1995 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 29th DAY OF November 1995

FORT WAYNE BOARD OF PUBLIC WORKS

Linda Buskirk
Linda Buskirk
Chairman, Board of Public Works

C. James Owen
C. James Owen
Member, Board of Public Works

Terrance P. McCaffrey
Terrance P. McCaffrey
Member, Board of Public Works

RESOLUTION

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Clinton Court, from the north right-of-way line of Rudisill Blvd., to the south right-of-way line of Oakdale, and being more fully described as follows: Commencing at the Northwest corner of Lot Number 50 in Dreibelbiss 1st Addition; a distance of 553.65 feet to the north right-of-way line of Rudisill Blvd.; thence west a distance of approximately 60 feet to the southeast corner of Lot Number 24 in North and Gallmeyer First Addition; thence North along the east line of Lots 24 through 16, both inclusive, in North and Gallmeyer First Addition and the east line of Lots 87 through 83, both inclusive, in Dreibelbiss 1st Addition a distance of 539.06 feet to the south right-of-way line of Oakdale Drive; thence in a northeasterly direction to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-3-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said public hearing was held on October 16, 1995 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated right-of-way.

WHEREAS, said vacation of dedicated right-of-way has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated right-of-way hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated right-of-way hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated right-of-way or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated right-of-way in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Carol Kettler Sharp, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held, October 23, 1995 and as the same appears of record in the official records of said Plan Commission.

DATED THIS 11th DAY OF December 1995

FORT WAYNE CITY PLAN COMMISSION

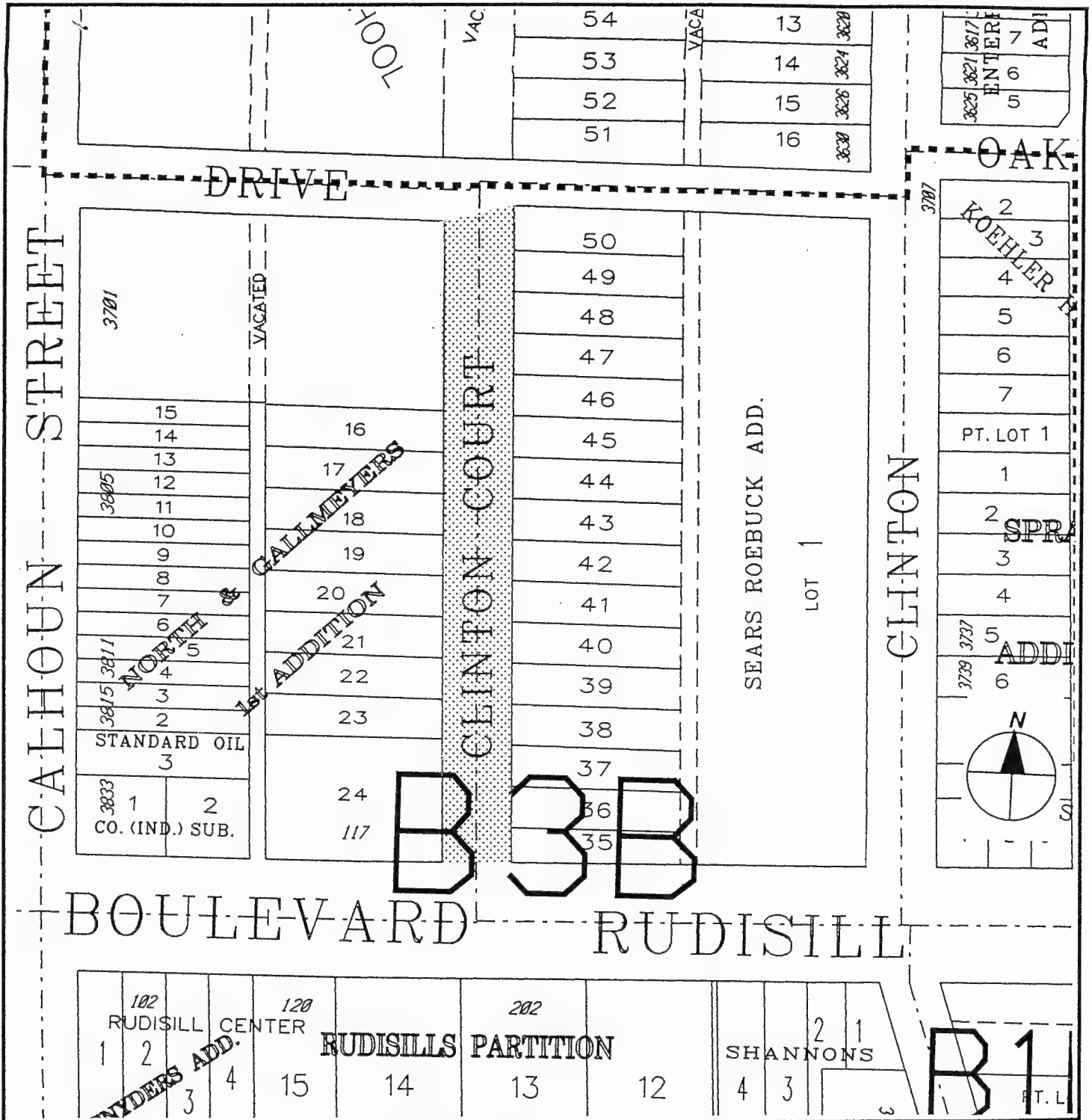


Carol Kettler Sharp
Secretary

VACATION PETITION

AREA MAP

CASE NO. #595



COUNCILMANIC DISTRICT NO. 5

Map No. M - 11
LW 9-22-95

R1	One-Family	B1	Limited Business	M1	Light Industrial
R2	Two-Family	B2	Planned Shopping Center	M2	General Industrial
R3	Multi-Family	B3	General Business	M3	Heavy Industrial
RA/RB	Residential	B4	Roadside Business	MHP	Mobile Home Park
PUD	Planned Unit Dev.	POD	Professional Office District		

ORIGINAL

ORIGINAL

#595

DIGEST SHEET

TITLE OF ORDINANCE Street Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE Clinton Court, from the north right-of-way
line of Rudisill Blvd., to the south right-of-way line of Oakdale.

D-95-10-27

EFFECT OF PASSAGE Property is currently dedicated public
right-of-way. Property will be vacated and revert to the
ownership of the adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain dedicated public
right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE) _____

BILL NO. G-95-10-07

REPORT OF THE COMMITTEE ON
FINANCE
THOMAS C. HENRY - JOHN N. CRAWFORD - CO-CHAIR
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the Thoroughfare
Plan of the City Comprehensive ("Master") Plan by vacating a street
thereof

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

<u>DO PASS</u>	<u>DO NOT PASS</u>	<u>ABSTAIN</u>	<u>NO REC</u>
<u>Celece Carino</u>			
<u>Thomaz Henrique</u>			
<u>Martin D. B...</u>			
<u>Dee Dee Hall</u>			
<u>Patrick Jones</u>			

DATED: 1-23-96

Sandra E. Kennedy
City Clerk

FW COMMON COUNCIL
(Governmental Unit)To: The Journal-Gazette
P.O. Box 100
Fort Wayne, IN Dr.

ALLEN County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

46 lines, 1 columns wide equals 46 equivalent lines
at .346 cents per line

\$ 15.92

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 16.92

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: JAN 8, 19 96

Title: Julie L Rohyans Clerk

PUBLISHER'S AFFIDAVIT

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-95-10-07)

NOTICE IS HEREBY GIVEN THAT THE FORT WAYNE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, WILL CONDUCT A PUBLIC HEARING ON TUESDAY, JANUARY 23, 1996, AT 5:30 P.M. (EST) IN THE COMMON COUNCIL CONFERENCE ROOM 128, CITY-COUNTY BUILDING, ONE MAIN STREET, FORT WAYNE, INDIANA, MORE PARTICULARLY DESCRIBED AS FOL-

LOW: Clinton Court, from the north right-of-way line of Rudisill Blvd., to the south right-of-way line of Oakdale, and being more fully described as follows: Commencing at the Northwest corner of Lot Number 50 in Dreibelbiss 1st Addition; a distance of 553.65 feet to the north right-of-way line of Rudisill Blvd.; thence west a distance of approximately 60 feet to the southeast corner of Lot Number 24 in North and Gallmeyer First Addition; thence North along the east line of lots 24 through 16, both inclusive, in North and Gallmeyer First Addition and the east line of Lots 87 through 83, both inclusive in Dreibelbiss 1st Addition a distance of 539.06 feet to the south right-of-way line of Oakdale Drive; thence in a northeasterly direction to the point of beginning.

ALL INTERESTED PARTIES ARE INVITED TO APPEAR AND BE HEARD.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH THE STATE AND FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION" SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219) 427-1120, TTY (219) 427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE MEETING

SANDRA E. KENNEDY
CITY CLERK
#105711

State of Indiana)

) ss:

Allen County)

I personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L ROHYANS who, being duly sworn, says that he/ she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

1-8-96

Subscribed and sworn to before me this 8th day of JAN, 19 96.

Notary Public

MARY L SCHNEIDER
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXPIRES: JUNE 14 1997

PUBLISHER'S CLAIM

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Title: Julie L Rohyans Clerk

PUBLISHER'S AFFIDAVIT

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SANDRA E. KENNEDY
CITY CLERK
#105711

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L ROHYANS who, being duly sworn, says that he/
he is Clerk of the The News-Sentinel newspaper of general
circulation printed and published in the English language in the (city) (town) of
Fort Wayne, IN in state and county aforesaid, and that the printed matter
attached hereto is a true copy, which was duly published in said paper for
1 time , the dates of publication being as follows:
1-8-96

Subscribed and sworn to before me this 8th day of JAN, 19 96.

MARY L SCHNEIDER
Notary Public

MARY L SCHNEIDER
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP JUNE 14, 1997